(36)

HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM : HON'BLE SHRI H.L. DATTU, CJ.
HON'BLE SHRI D.R. DESHMUKH, J.

Writ Petition No.174 of 2002

PETITIONER	:	Chowa Ram Verma Village – Jarowda P.O. Tarra (Maandhar) Tah. & Distt. Raipur (CG)
		Versus
RESPONDENTS	1.	State of Chhattisgarh through Secretary, Department of Land & Agricultural D.K.S. Bhawan, Raipur (CG)
	2.	Registrar, Co-operative Societies Raipur.
	3.	District Sahakari Kendriya bank Maryadit Raipur.

Present : Shri Sumesh Bajaj, Government Advocate for the State.

ORAL ORDER
(Passed on 1st May, 2007)

The following oral order of the Court was passed by **H.L. Dattu, CJ. :**

On a letter written by the farmers expressing their grievances with regad to payment of only 4% as compensation, learned Chief Justice of this Court had directed the Registry to treat the said letter as Public Interest Litigation.

(2) State Government and others were made as parties. State Government has filed its counter. In that they have stated that the lands of the petitioners are irrigated lands and therefore, the Insurance Company has fixed the compensation at 4% only.

(3) We do not have any other material before us to find out whether the petitioners' lands are either dry lands or lands which come under the scarcity zone. In the absence of that material, it would not be possible for us to direct the respondents to award compensation @ 60%. In that view of the matter, the petition requires to be disposed of and it is disposed of. However, liberty is

reserved to the petitioners, if they are still of the view that they should get 60% of the compensation, to approach an appropriate forum. Ordered accordingly.

Sd/-
Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge